

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5850 of 2019**

Arising Out of PS. Case No.-380 Year-2018 Thana- AGAMKUAN District-
Patna

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Niraj Kumar @ Karu (M) aged about 24 years, Son of Arvind Singh
Resident of village-Bagodar, Police Station- Hisua, District- Nawada

... .. Petitioner

Versus

The State of Bihar Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Raj Kumar, Advocate

For the Opposite Party: APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 07-03-2019 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends his arrest for the offences
alleged under Sections 419, 420, 467, 468, 471, 379/34 of the
Indian Penal Code registered in connection with Agamkuan P.S.
Case No. 380 of 2018.

3. It is submitted that the petitioner has been falsely
implicated merely on the confessional statement of Murari
Kumar Pandey and Dhananjay Kumar, except which there is no
other material to connect the petitioner with the alleged
occurrence. Similarly situated co-accused Gautam Kumar as well
as the owner of the vehicle Manoj Kumar have been granted
anticipatory bail by this Court in Cr. Misc. No. 10323 of 2019 and
Cr. Misc. No. 6092 of 2019 respectively. The petitioner claims
clean antecedents.

4. Be that as it may, in the event of the petitioner's
arrest or surrender before the court below within six weeks from
the date of communication of this order, let the above named



petitioner be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned Additional Chief Judicial Magistrate, Patna City in connection with Agamkuan P.S. Case No. 380 of 2018, subject to the conditions as laid down under Section 438 (2) Cr.P.C., and also subject to the following further conditions:

(i) That one of the bailors shall be a close relative of the petitioner.

(ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.

(iii) That the petitioner shall cooperate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(iv) That the petitioner shall remain physically present in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

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